

IN THE HIGH COURT OF JUDICATURE AT PATNA
Second Appeal No.420 of 2009

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Kailash Sharma, son of Late Prithvi Chand Tanti, resident of Village
Sutindabad, P.S. & District Saharsa
..... Plaintiff Appellant

.... Appellant

Versus

1. Md. Jaffar
2. Md. Seful
3. Md. Safique, all sons of Late Md. Heyul, all resident of Village Saharsa
Busti Under Municipality Saharsa Ward No. 18/24, P.S. & District
Saharsa Defendants Respondents
- Respondents

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Appearance :

For the Appellant/s : Mr. Shiva Shankar Sharma
Mr. Arun Kumar Sinha

For the Respondent/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE V. NATH
ORAL ORDER

11 07-10-2015 Mr. Arun Kumar Sinha, Advocate, has appeared on behalf of
the appellant and has submitted that the sole appellant is dead and
there is no substitution petition filed for bringing on records his heirs
and legal representatives. It has been further submitted that in that
view of the matter this appeal cannot proceed in absence of the
appellant.

In view of the aforesaid submission, this appeal is dismissed
as incompetent.

(V. Nath, J.)

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